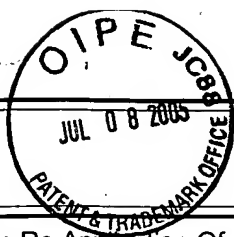


07-11-05

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CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)			Docket No.	
Applicant(s): Pekari, Alexander			RFSUNY-3672 R1405-110	
Serial No. 10/733,906	JUL 08 2005 Filing Date 12/11/2003	Examiner Amanda F. Wiekert	Group Art Unit 3743	
Invention: AN ATRAUMATIC ENDOTRACHEAL TUBE INTRODUCER AND ATRAUMATIC INTUBATION METHODS				
<p>I hereby certify that the following correspondence:</p> <div>Amendment and Response to First Office Action, dated March 22, 2005</div> <p>(Identify type of correspondence)</p> <p>is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on</p> <p><u>July 8, 2005</u> (Date)</p> <p><u>Tina Bolcar</u> (Typed or Printed Name of Person Mailing Correspondence)</p> <p><u>Tina Bolcar</u> (Signature of Person Mailing Correspondence)</p> <p><u>EE470772784US</u> (Express Mail mailing label number)</p>				
<p>Note: Each paper must have its own certificate of mailing.</p>				
<p>RECEIVED OIPE/IAP JUL 22 2005</p>				



TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
RFSUNY-3672 R1405-110

In Re Application Of: **Pekar, Alexandr**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/733,906	12/11/2003	Amanda F. Wicker	41672	3743	

Title: **AN ATRAUMATIC ENDOTRACHEAL TUBE INTRODUCER AND ATRAUMATIC INTUBATION METHODS**

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

A Response to a First Office Action dated March 22, 2004

in the above identified application.

- ☐ No additional fee is required.
- ☒ A check in the amount of **\$360.00** is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. **503033** as described below.
- ☐ Charge the amount of
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

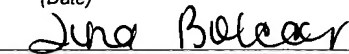
Dated: **July 8, 2005**

Sander Rabin, MD JD
Registration No. 53,498
Customer No. 41672
Convergent Technology Patent Law Group
2 Irving Place, Troy, NY 12180-4417
srabin1@nycap.rr.com
(518) 262-7962

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

7-8-05

(Date)



Signature of Person Mailing Correspondence

Tina Bolcar

Typed or Printed Name of Person Mailing Correspondence

CC:

AMENDMENT TRANSMITTAL LETTER (Small Entity)

Applicant(s): Pekar, Alexandr

Docket No.

RFSUNY-3672 R1405-110

Application No.

10/733,906

Filing Date

12/11/2003

Examiner

Amanda F. Wieker

Customer No.

41672

Group Art Unit

3743

Confirmation No.

Invention: AN ATRAUMATIC ENDOTRACHEAL TUBE INTRODUCER AND ATRAUMATIC INTUBATION METHODS

COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.

☒ Applicant claims small entity status. See 37 CFR 1.27

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	5 -	14 =	0	x \$25.00	\$0.00
INDEP. CLAIMS	5 -	2 =	3	x \$100.00	\$300.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$300.00

- ☐ No additional fee is required for amendment.
- ☐ Please charge Deposit Account No. 503033 in the amount of
- ☐ A check in the amount of \$360.00 to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 503033
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☐ Payment by credit card. Form PTO-2038 is attached.

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Sander Rabin
Signature

Dated: July 8, 2005

Sander Rabin, MD JD
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2 Irving Place, Troy, NY 12180-4417
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7-8-05
(Date)

Jane Bolcar

Signature of Person Mailing Correspondence

Tina Bolcar

Typed or Printed Name of Person Mailing Correspondence

cc:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Pekar, Alexandr

Examiner: Wieker, Amanda, F.

Serial No.: 10/733,906

Art Unit: 3743

Filed: 12/11/2003

Dkt. No.: RFSUNY-3672 (R14005-110)

**AN ATRAUMATIC ENDOTRACHEAL
TUBE INTRODUCER AND ATRAUMATIC
INTUBATION METHODS**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is being filed in response to an Office Action dated March 22 2005, in connection with the above-identified application. Applicant respectfully requests that the above-identified application be reconsidered in view of the Amendments and Remarks that follow, that each of the presently pending claims be allowed, and that the application be passed to issue.

Amendments to the Abstract begin on page 2.

Amendments to the Drawings are explained on page 2 and further comprise 2 Replacement Sheets and an attached Request For Approval of Drawing Corrections forming an Appendix that begins following page 30.

Amendments to the Specification begin on page 3.

Amendments to the Claims appear in the listing of claims which begins on page 11.

Remarks begin on page 25.

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10/733,906



WHITEMAN OSTERMAN & HANNA LLP

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Convergent Technology Patent Law GroupSM

Direct Dial: 518.487.7683 srabin@woh.com

July 8, 2005

Amy F. Wiecker
Patent Examiner
Art Unit 3743
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Re: United States Nonprovisional Patent Application
Title: AN ATRAUMATIC ENDOTRACHEAL TUBE INTRODUCER AND
ATRAUMATIC INTUBATION METHODS
SUNY Docket No. R1405-100
WOH Docket No. NPA 100407-004
USPTO Docket No. RFSUNY-3672 (R14005-100)
US Serial No. 10/733,906

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srabin@
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.com

Dear Ms. Wiecker:

Enclosed is an Amendment and Response, which are being filed in response to your First Office Action in the above-referenced matter, dated March 14, 2005.

Very truly yours,

Convergent Technology Patent Law Group

Sander Rabin
Sander Rabin, MD JD

Enclosure